

Docket No.: 226272003310  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Edward M. ATKINSON et al.

Application No.: 10/016,767

Confirmation No.: 3324

Filed: October 30, 2001

Art Unit: 1648

For: **METHODS FOR GENERATING HIGH TITER  
HELPER-FREE PREPARATIONS OF  
RELEASED RECOMBINANT AAV VECTORS**

Examiner: M. Hill

**CONSENT OF ASSIGNEE FOR REQUEST TO CORRECT INVENTORSHIP  
PURSUANT TO 37 C.F.R. § 1.48(a)(5)**

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Targeted Genetics Corporation is the assignee of the above-captioned patent application as recorded in the Patent and Trademark Office at Reel 011417, Frame 0787. Targeted Genetics Corporation is fully aware of the request to correct inventorship to add Victor P. FUNG, Perry C. WILKINS, Ryan K. TAKEYA, and Thomas C. REYNOLDS as co-inventors. Accordingly, Targeted Genetics Corporation consents to the change in inventorship.

Targeted Genetics Corporation

Signature: Barrie J. Carter

Name: Barrie J. Carter

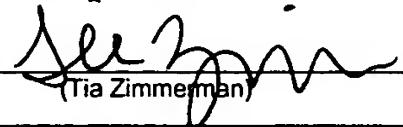
Title: EVP, Chief Scientific Officer

Date: 4/2/04

06/17/2004 MMKONEN 00000092 031952 10016767  
02 FC:1460 130.00 DA

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: June 10, 2004

Signature: 

(Tia Zimmerman)

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Examiner: M. Hill

### **REQUEST TO CORRECT INVENTORSHIP UNDER 37 CFR 1.48(a)**

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully request that the inventorship of the above-captioned patent application be corrected to add the following co-inventors: Victor P. FUNG, Perry C. WILKINS, Ryan K. TAKEYA, and Thomas C. REYNOLDS. The inventorship error occurred without deceptive intention on the part of the omitted inventors.

In support of this request, statements by Victor P. FUNG, Perry C. WILKINS, Ryan K. TAKEYA, and Thomas C. REYNOLDS that the error in inventorship occurred without deceptive intent, an executed Substitute Declaration, and consent of Assignee are enclosed. The required fee is authorized to be charged to Deposit Account 03-1952. Fee Transmittal (form PTO/SB/17) is enclosed in duplicate for that purpose.

The Patent and Trademark Office is respectfully requested to correct the inventorship and to enter the enclosed Substitute Declaration

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicants petition for any required relief including extensions of time and authorize the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 226272003310.

Dated: June 10, 2004

Respectfully submitted,

By Jie Zhou  
Jie Zhou  
Registration No.: 52,395  
MORRISON & FOERSTER LLP  
755 Page Mill Road  
Palo Alto, California 94304  
(650) 813-5922

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Examiner: M. Hill

**STATEMENT BY VICTOR P. FUNG IN SUPPORT OF REQUEST FOR CORRECTION  
OF INVENTORSHIP PURSUANT TO 37 C.F.R. § 1.48(a)(2)**

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Victor P. FUNG, declare as follows:

- 1) I reside at 23261 NE 17<sup>th</sup>, Redmond, Washington 98053;
- 2) I am an inventor of an invention claimed in the above-referenced patent application; and
- 3) my name was omitted from the inventorship as originally filed, and this error in inventorship occurred without any deceptive intent on my part.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were

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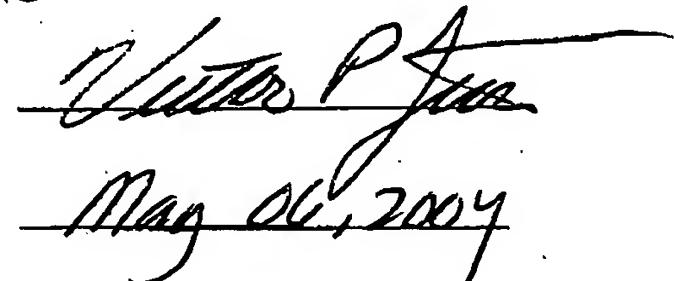
Application No.: 10/016,767

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made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Victor P. FUNG

Signature: Date: May 06, 2004



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Examiner: M. Hill

**STATEMENT BY PERRY C. WILKINS IN SUPPORT OF REQUEST FOR CORRECTION  
OF INVENTORSHIP PURSUANT TO 37 C.F.R. § 1.48(a)(2)**

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Perry C. WILKINS, declare as follows:

- 1) I reside at 6917 Preston Fall City Road, Preston, Washington 98027;
- 2) I am an inventor of an invention claimed in the above-referenced patent application; and
- 3) my name was omitted from the inventorship as originally filed, and this error in inventorship occurred without any deceptive intent on my part.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were

made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Perry C. WILKINS

Signature: Perry C. Wilkins

Date: 4/22/04



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Examiner: M. Hill

**STATEMENT BY RYAN K. TAKEYA IN SUPPORT OF REQUEST FOR CORRECTION  
OF INVENTORSHIP PURSUANT TO 37 C.F.R. § 1.48(a)(2)**

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Ryan K. TAKEYA, declare as follows:

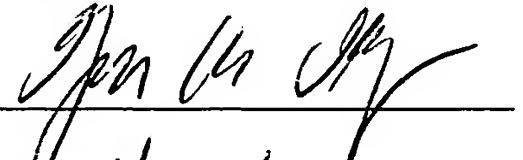
LYNNWOOD,  
RKTS/6/04

- 1) I reside at 20902 53<sup>rd</sup> Avenue West, Preston, Washington 98036;
- 2) I am an inventor of an invention claimed in the above-referenced patent application; and
- 3) my name was omitted from the inventorship as originally filed, and this error in inventorship occurred without any deceptive intent on my part.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were

made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Ryan K. TAKEYA

Signature: 

Date: 4/22/04



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Examiner: M. Hill

STATEMENT BY THOMAS C. REYNOLDS IN SUPPORT OF REQUEST FOR  
CORRECTION OF INVENTORSHIP PURSUANT TO 37 C.F.R. § 1.48(a)(2)

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Thomas C. REYNOLDS, declare as follows:

- 1) I reside at 4204 93<sup>rd</sup> Avenue, SE, Mercer Island, Washington 98040;
- 2) I am an inventor of an invention claimed in the above-referenced patent application; and
- 3) my name was omitted from the inventorship as originally filed, and this error in inventorship occurred without any deceptive intent on my part.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were

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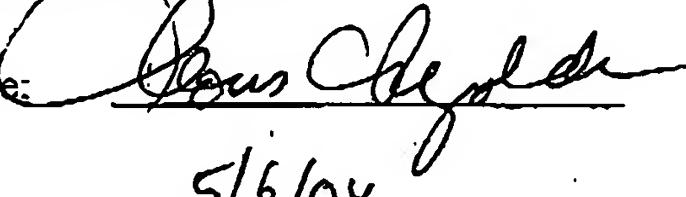
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made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Thomas C. REYNOLDS

Signature: Date: 5/6/04